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10 Attorneys for Defendant
MORGAN STANLEY PRIVATE BANK, N.A.

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14

15 BONNIE LYNNE STROMBERG, on behalf of
herself and all others similarly situated

16 Plaintiff,

17 v.

18 OCWEN LOAN SERVICING, LLC, MORGAN
19 STANLEY PRIVATE BANK, N.A., RBS
CITIZENS, N.A., DOE DEFENDANTS 1-50,

20 Defendants.
21

No.: 3:15-cv-04719-JST

**STIPULATION FOR COUNSEL FOR
MORGAN STANLEY PRIVATE BANK,
N.A. TO APPEAR TELEPHONICALLY
AT MARCH 15, 2018 HEARING**

22 Pursuant to Civil Local Rule 7-12, and this Court's Standing Order for All Civil Cases,
23 Defendant Morgan Stanley Private Bank, N.A. ("MSPBNA"), with the consent of all other
24 parties in this action, hereby submit this stipulation and request for an order allowing counsel for
25 MSPBNA to appear telephonically at the hearing scheduled for March 15, 2018 at 2:00 p.m.
26 regarding Plaintiff Bonnie Lynne Stromberg's Motion for Additional Discovery Pursuant to Fed.
27 R. Civ. P. 56(d) (ECF No. 169) ("Plaintiff's Motion").
28

1 WHEREAS, on March 1, 2018 the Court vacated the hearing regarding Plaintiff's Motion
2 previously scheduled for March 15, 2018, finding that the matter was "suitable for disposition
3 without oral argument." (ECF No. 186)

4 WHEREAS, on March 13, 2018, the parties were informed that the Court would now like
5 to hear argument on Plaintiff's Motion.

6 WHEREAS, upon hearing the availability of the parties, the Court subsequently re-
7 scheduled the hearing on Plaintiff's Motion for March 15, 2018 at 2:00 p.m. (ECF No. 195)

8 WHEREAS, it was not possible to make a request to appear telephonically at least seven
9 calendar days prior to the scheduled appearance because the hearing was not re-scheduled until
10 March 14, 2018.

11 WHEREAS, lead counsel for MSPBNA is based out of Washington, D.C., making last
12 minute travel to San Francisco difficult.

13 WHEREAS, Plaintiff's Motion is not directed toward MSPBNA, and therefore counsel
14 for MSPBNA intends to listen in to the argument and does not expect to make any significant
15 arguments during the hearing.

16 NOW THEREFORE, the Parties hereby STIPULATE and AGREE, subject to approval
17 of the Court, that counsel for MSPBNA shall be permitted to appear telephonically at the hearing
18 on Plaintiff's Motion on March 15, 2018.

19 **IT IS SO STIPULATED.**

20 Dated: March 14, 2018

**SCHNEIDER WALLACE COTTRELL
KONECKY WOTKYN LLP**

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*Counsel for Defendants Ocwen Loan Servicing,
LLC and Citizens Bank (sued herein as "RBS
Citizens, N.A.")*

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: March 14, 2018


JON S. TIGAR

United States District Judge

1
2 **ATTESTATION**

3 I, Jason R. Scherr, am the CM/ECF user whose ID and password are being used to file
4 this stipulation and attest that concurrence in the filing of the document has been obtained from
5 each of the other signatories.
6

7 /s/ Jason R. Scherr

8 Jason R. Scherr
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